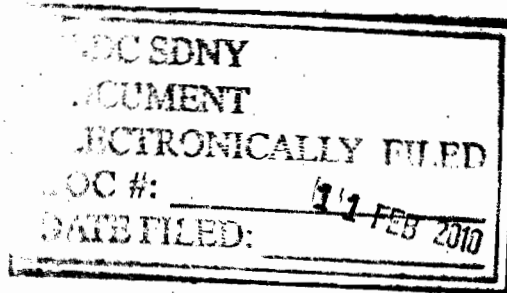


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February 11, 2010

Via Facsimile

Hon. George B. Daniels
United States District Court Judge
United States District Court for the Southern
District of New York
500 Pearl Street
New York, NY 10007

SO ORDERED:

George B. Daniels
George B. Daniels, U.S.D.J.

Dated: 11 FEB 2010

**Re: Julio Garcia, Individually and on Behalf of All Other Persons Similarly
Situating v. Caffè Silvestri, Inc. d/b/a Caffè Napoli, Camai Fontana, Anna Silvestri,
and John Does #1-10
Index No.: 09-CV-09588 (GBD)(FM)**

Dear Judge Daniels:

We represent Defendants Caffè Silvestri, Inc. d/b/a Caffè Napoli, Camai Fontana, Anna Silvestri, and John Does #1-10 ("Defendants") in the above-referenced action. With the consent of Plaintiffs' counsel, we respectfully request the Court adjourn the conference before Your Honor scheduled for Tuesday, February 17, 2010. Plaintiffs and Defendants have negotiated a settlement in principle to be finalized shortly, and do not wish to unnecessarily waste the time and resources of the Court.

We thank the Court for its consideration of this matter.

Very truly yours,

David L. Weissman
David L. Weissman

DLW:yw

cc: Via -email

William Coudert Rand, Esq.